(5)

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR.

W.P.NO. 171 /2002.

PETITIONERS.

1. Anand Kumar, aged 32 years, son of Chiru.
2. Smt. Siya Bai alias Shiv Bai, aged 29 years, wife of Anand Kumar.

Both the petitioners are residents of village Daganiya, Gram Panchayat Bijra Kachhar, Tah. Lormi, Distt. Bilaspur, Chhattisgarh.

Versus.

RESPONDENTS.

1. State of Chhattisgarh, Through the Secretary, General Administration Department, Secretariate, D.K. Bhawan, Raipur, Chhattisgarh.
2. Collector, Bilaspur, Chhattisgarh.
3. Superintendent of Police, Bilaspur Distt. Bilaspur, Chhattisgarh.
4. Police Station Incharge, Lormi Police Station, Distt. Bilaspur, Chhattisgarh.
5. Dogar Singh son of Chhotu, aged 36 years, Caste Baiga.
6. Ganesh Kumar Sahu s/o Dani Ram Sahu, aged 33 years, Teacher.
7. Bishambhar son of Mohan aged 30 yrs.
8. Common Public of Village Daganiya.

Respondents no. 5 to 8 are the residents of village Daganiya, P.S. Lormi, Distt. Bilaspur, Chhattisgarh.

D.D. No. 16752 Dated 18.12.02 Filed by Shri S.P. Pathak Clerk

अपर आयुक्त, (182) आनंद शर्मा बिलासपुर बिलासपुर तहसील 18.12.02

PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT OF APPROPRIATE NATURE OR DIRECTION OR ORDER OR LIKE NATURE.

DETAILS OF PETITION.

1. PARTICULARS OF THE PETITIONERS.

As above in cause Title.

2. PARTICULARS OF THE RESPONDENTS.

As above in the cause Title.

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XI-HC-22

(S1)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

भामला क्रमांक WP NO. 171/2002 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

15/4/2002

Shri S.L. Kurmi, Advocate, for the petitioners.

Shri Sanjay K. Agrawal, Dy. A.G., for respondents no.1 to 4.

Shri Prashant Mishra, Advocate, for respondents no.5 to 7.

Heard.

Learned counsel for respondents no.5 to 7 submits that the petitioners are cutting trees illegally and as the respondents no.5 to 7 are the Members of Van Suraksha Samiti, they had raised an objection to it.

Vide Annexure-P/6, the petitioners had lodged the complaint to the police station against the respondents no.5 to 7.

Learned counsel for the State submitted that as the police authorities smelt that there was a likelihood of breach of peace, they initiated action under the provisions of Sections 107-116 of the Code of Criminal Procedure.

[पीछे देखिये

(S2)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP NO. 171/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Having considered the facts and circumstances and the material available on record, ends of justice will serve if a direction is given to the Superintendent of Police, Bilaspur to get the matter enquired by responsible officer and the antecedents of the petitioners shall also be ascertained. Respondents no.5 to 7 may also be allowed to participate in the inquiry and the petitioners and respondents no.5 to 7 may file such documents as they like. During the pendency of the inquiry, parties shall maintain peace and tranquility and would not ~~give any further opportunity~~ indulge in any criminal activity.

With the aforesaid directions, this petition is disposed of.

Certified photo copy as per rules.

Sd/-
Fakhruddin
Judge

Hvale

[पीछे देखिये